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Attorneys for Plaintiffs
CORY SPENCER, DIANA MILENA
REED, and COASTAL PROTECTION
RANGERS, INC.

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

CORY SPENCER, an individual;
DIANA MILENA REED, an
individual; and COASTAL
PROTECTION RANGERS, INC., a
California non-profit public benefit
corporation,

Plaintiffs,

v.

CASE NO. 2:16-cv-02129-SJO (RAOx)
**PLAINTIFFS' NOTICE OF MOTION
AND MOTION FOR SANCTIONS
AGAINST DEFENDANTS CHARLIE
FERRARA, FRANK FERRARA AND
SANG LEE**

*Filed concurrently with Memorandum of
Points and Authorities; Declaration of
Samantha Wolff, and [Proposed Order]*

LUNADA BAY BOYS; THE
INDIVIDUAL MEMBERS OF THE
LUNADA BAY BOYS, including but
not limited to SANG LEE, BRANT
BLAKEMAN, ALAN JOHNSTON
AKA JALIAN JOHNSTON,
MICHAEL RAE PAPAYANS,
ANGELO FERRARA, FRANK
FERRARA, CHARLIE FERRARA,
and N. F.; CITY OF PALOS VERDES
ESTATES; CHIEF OF POLICE JEFF
KEPLEY, in his representative
capacity; and DOES 1-10,

Defendants.

Judge: Hon. S. James Otero
Date: September 25, 2017
Time: 10:00 a.m.
Crtrm.: Courtroom 10C, 350 W. 1st Street

Complaint Filed: March 29, 2016
Trial Date: November 7, 2017

**TO DEFENDANTS CHARLIE FERRARA, FRANK FERRARA, AND
SANG LEE AND THEIR COUNSEL OF RECORD:**

PLEASE TAKE NOTICE THAT on September 25, 2017, at 10:00 a.m., or
as soon thereafter as counsel may be heard, in the courtroom of the Honorable S.
James Otero, located in the United States Courthouse, 350 W. 1st Street, Los
Angeles, CA, 90012, Courtroom 10C, Cory Spencer, Diana Milena Reed, and the
Coastal Protection Rangers ("Plaintiffs") will and hereby do move this Court for
sanctions against Defendants Frank Ferrara, Charlie Ferrara, and Sang Lee.

This Motion is made upon the following grounds:

1. Defendants Charlie Ferrara and Frank Ferrara failed to perform due
diligence when responding to discovery, provided untruthful discovery responses,
withheld evidence in violation of the Federal Rules of Civil Procedure and this
Court's Order, and destroyed critical evidence; and
2. Defendant Sang Lee similarly improperly withheld vital evidence and
failed to preserve it, resulting in the spoliation of relevant evidence.

This Motion is based on this Notice of Motion, the attached Memorandum of

1 Points and Authorities, the Declaration of Samantha Wolff filed concurrently
2 herewith, all of the pleadings, files, and records in this proceeding, all other matters
3 of which the Court may take judicial notice, and any argument or evidence that may
4 be presented to or considered by the Court prior to its ruling.

5 This motion is made following the conference of counsel pursuant to L.R. 7-3
6 which took place on August 15, 2017. *See* Wolff Decl., ¶ 31.

7 DATED: August 22, 2017

Respectfully submitted,

8 HANSON BRIDGETT LLP
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10
11 By: /s/ Samantha Wolff

12 KURT A. FRANKLIN

13 LISA M. POOLEY

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16 LANDON D. BAILEY

17 Attorneys for Plaintiffs

18 CORY SPENCER, DIANA MILENA
19 REED, and COASTAL PROTECTION
20 RANGERS, INC.
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